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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

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11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 DEANDRE NAKITA BROWN,

15 Defendant.

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17 Case No. 2:09-cr-00032-KJD-GWF

**ORDER**

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19 Before the Court for consideration is the Findings and Recommendations (#25) of Magistrate  
20 Judge George W. Foley, Jr. entered April 23, 2009, recommending that Defendant's Motion to  
21 Suppress Evidence Obtained in Violation of the Fifth and Fourth Amendments (#16) be granted in  
22 part and denied in part, and that Defendant's Motion to Suppress Identification Evidence (#17) be  
23 denied. Objections (#29) to the Magistrate Judge's Findings and Recommendations were filed by  
24 Defendant DEANDRE NAKITA BROWN pursuant to Local Rule IB 3-2 of the Local Rules of  
Practice of the United States District Court of the District of Nevada. The Government filed a  
response in opposition (#30) to the objections.

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26 The Court has conducted a *de novo* review of the record in this case in accordance with 28  
U.S.C. § 636(b)(1) and LR IB 3-2. The Court determines that the Findings and Recommendations

1 (#25) of the United States Magistrate Judge entered April 23, 2009, should be **ADOPTED** and  
2 **AFFIRMED.**

3 IT IS THEREFORE ORDERED that the Magistrate Judge's Findings and Recommendations  
4 (#25) entered April 23, 2009, are **ADOPTED** and **AFFIRMED**, and Defendant's Motion to  
5 Suppress in Violation of the Fifth and Fourth Amendments (#16) is **GRANTED in part** and  
6 **DENIED in part**, and that Defendant's Motion to Suppress Identification Evidence (#17) is  
7 **DENIED.**

8 DATED this 2<sup>nd</sup> day of July 2009.

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13 Kent J. Dawson  
United States District Judge

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